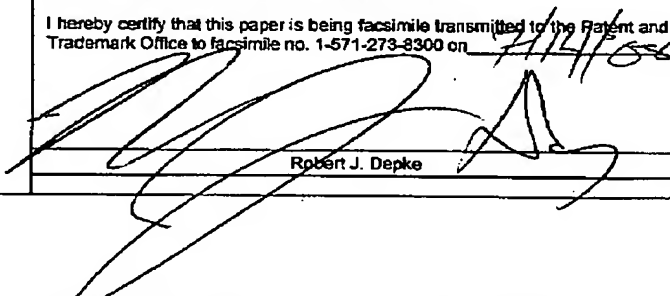


RECEIVED
CENTRAL FAX CENTER

JUL 15 2008

ROCKEY, DEPKE & LYONS, LLC

233 S. WACKER DRIVE, SUITE 5450
CHICAGO, ILLINOIS 60606
PH: (312) 277-2006
FX: (312) 441-0570**FACSIMILE TRANSMISSION**TOTAL PAGES (Including Cover Page) 3 DATE: 7/14/08Commissioner of Patents and Trademarks
TO: Examiner: Luong T NguyenFROM: Robert J. Depke, Reg. No. 37,607FAX NO: (571) 273-8300MAIN FAX NO.: (312)441-0570
ALTERNATE FAX NO: (312)876-1325*If you experience any difficulty with this transmission, please call (312) 277-2006 for assistance.***ORIGINAL COPY AND ENCLOSURES**
___ WILL BE SENT BY ___ MAIL ___ COURIER
☒ WILL NOT BE SENT**NOTES:**Inventor: Takayuki Toyama
Serial No.: 10/517,222
Art Unit: 2622
Filed: December 8, 2004
Attorney Ref.: 075834.00400**CERTIFICATION OF FACSIMILE TRANSMISSION**I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office to facsimile no. 1-571-273-8300 on 7/14/08
Robert J. Depke**IMPORTANT NOTICE**

This transmission (including all attached pages) is intended only for the use of the named addressee(s), and may contain information that is privileged or exempt from disclosure under applicable law. **IF YOU ARE NOT A NAMED ADDRESSEE, YOU ARE HEREBY NOTIFIED THAT ANY USE, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS TRANSMISSION IS STRICTLY PROHIBITED.** If you have received this transmission in error, please destroy all copies and notify us immediately at this telephone number: (312) 277-2006.

RECEIVED
CENTRAL FAX CENTER

708-349-7830

p.2

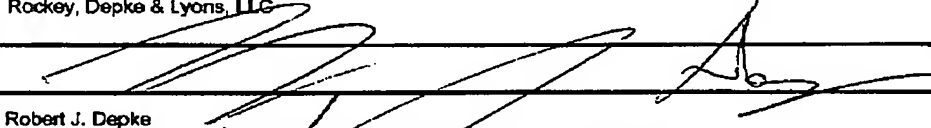
JUL 15 2008

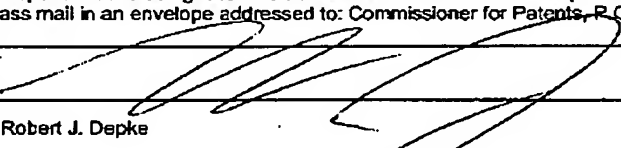
PTO/SB/21 (09-04)

Approved for use through 07/31/2008. OMB 0851-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/ 617,222
	Filing Date	Dec 8, 2004
	First Named Inventor	Takayuki Toyama
	Art Unit	2622
	Examiner Name	Luong T Nguyen
Total Number of Pages in This Submission	Attorney Docket Number	075834.00400

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks The Commissioner is hereby authorized to charge any fees due or to credit any overpayment to Deposit Account No. 50-3891.		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	Rockey, Depke & Lyons, LLC	
Signature		
Printed name	Robert J. Depke	
Date	7/14/08	Reg. No. 37,607

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:	
Signature	
Typed or printed name	Robert J. Depke
Date	7/14/08

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**RECEIVED
CENTRAL FAX CENTER**

JUL 15 2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 10/ 517,222 Confirmation No.: 2430
Applicants: Takayuki Toyama
Filed: December 8, 2004
TC/A.U.: 2622
Examiner: Luong T. Nguyen
Docket No.: 075834.00400
Customer No.: 33448

RESPONSE TO ELECTION/RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R:

In response to the Restriction Requirement dated June 12, 2008, Applicant elects, with traverse, the claims of Species I, illustrated in Figure 1, sub species 1 illustrated in Figure 2 and Sub species A illustrated in Figures 10 A and B. The undersigned has carefully reviewed each of the claims and has confirmed that all claims currently pending in the application, claims 1-31 read on the elected species.

Applicants therefore await consideration and examination of elected claims 1-31, and respectfully request consideration on the merits in due course.

Respectfully submitted,

Date: 7/14/08

(Reg. #37,607)

Robert J. Depke
ROCKEY, DEPKE & LYONS, LLC.
233 S. Wacker Drive, Suite 5450
Chicago, Illinois 60606
Tel: (312) 277-2006
Attorney for Applicants